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**From:** Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]  
**Sent:** 7/14/2020 7:48:23 PM  
**To:** Hurl, Kathy [Hurl.Kathy@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]; Barnhart, Megan [barnhart.megan@epa.gov]; Beck, Whitney [beck.whitney@epa.gov]; McDavit, Michael W. [Mcdavit.Michael@epa.gov]  
**CC:** Wehling, Carrie [Wehling.Carrie@epa.gov]  
**Subject:** RE: developing options on **Ex. 5 AC/DP**  
**Attachments:** **Ex. 5 AC/DP**

Hi,  
Please take a look at my edits and see what you all think.

Thanks!

Mindy Eisenberg  
Associate Director, Oceans, Wetlands & Communities Division  
Office of Wetlands, Oceans and Watersheds  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave., NW, mailcode 4504T  
Washington, DC 20460  
(202) 566-1290  
eisenberg.mindy@epa.gov

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**From:** Hurl, Kathy <Hurl.Kathy@epa.gov>  
**Sent:** Tuesday, July 14, 2020 3:39 PM  
**To:** Wade, Alexis <Wade.Alexis@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Barnhart, Megan <barnhart.megan@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; McDavit, Michael W. <Mcdavit.Michael@epa.gov>  
**Cc:** Wehling, Carrie <Wehling.Carrie@epa.gov>  
**Subject:** RE: developing options on **Ex. 5 AC/DP**

Thanks Alexis and Simma,

So the one thought I had to add to this is on the option of just sending a letter to FDEP was to add a bullet along the lines of:

**Ex. 5 AC/DP**

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**From:** Wade, Alexis <Wade.Alexis@epa.gov>  
**Sent:** Tuesday, July 14, 2020 2:57 PM  
**To:** Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Hurl, Kathy <Hurl.Kathy@epa.gov>; Barnhart, Megan <barnhart.megan@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; McDavit, Michael W. <Mcdavit.Michael@epa.gov>  
**Cc:** Wehling, Carrie <Wehling.Carrie@epa.gov>  
**Subject:** RE: developing options on **Ex. 5 AC/DP**

Hi Mindy – We put together some options for the **Ex. 5 AC/DP** Please see attached. Since it's largely a programmatic question, you all may have additional thoughts on the considerations. Feel free to edit.

Thanks,  
Alexis

Alexis Wade  
Attorney-Adviser  
Water Law Office  
EPA Office of General Counsel  
(202) 564-3273

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**From:** Eisenberg, Mindy <[Eisenberg.Mindy@epa.gov](mailto:Eisenberg.Mindy@epa.gov)>  
**Sent:** Thursday, July 09, 2020 12:59 PM  
**To:** Kupchan, Simma <[Kupchan.Simma@epa.gov](mailto:Kupchan.Simma@epa.gov)>; Hurlid, Kathy <[Hurlid.Kathy@epa.gov](mailto:Hurlid.Kathy@epa.gov)>; Barnhart, Megan <[barnhart.megan@epa.gov](mailto:barnhart.megan@epa.gov)>; Beck, Whitney <[beck.whitney@epa.gov](mailto:beck.whitney@epa.gov)>; McDavit, Michael W. <[Mcdavit.Michael@epa.gov](mailto:Mcdavit.Michael@epa.gov)>; Wade, Alexis <[Wade.Alexis@epa.gov](mailto:Wade.Alexis@epa.gov)>  
**Subject:** developing options of **Ex. 5 AC/DP**

Hi All,

That was productive meeting with leadership and glad that made some decisions. In preparation for a follow up call next week on options for notifying the public of **Ex. 5 AC/DP** I'd like to ask OGC if you could take the lead in putting together a short options paper laying out the different approaches discussed and any analysis and timing considerations that we should flag?

Thanks!

Mindy Eisenberg  
Associate Director, Oceans, Wetlands & Communities Division  
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